

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Prisons Department – NHRC Case No. 779/1/3/2008-2009-JCD- Death of Remand Prisoner K.Suryanarayana S/o Rama Rao at S.V.R.R., Govt Genl.Hospital, Tirupathi on 01-01-2009 – NHRC recommendation to pay a sum of Rs.50,000/- as monetary relief to the next kin of the deceased – Sanction Accorded – Orders – Issued.

HOME (PRISONS.HRC) DEPARTMENT

G.O.Rt.No. 1504

Dated: 09-09-2011.

Read the following:-

- 1.From Joint Registrar(Law), NHRC, GOI in Case No. 779/1/3 / 2008-2009-JCD, letter dated 14-09-2010.
- 2.From the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad Lr.No.SB3/01/2009, dated 14-10-2010
- 3.Government letter No.28906/Pri.HRC/2010-2, dated 10-11-10.
- 4.From Assistant Registrar(Law), NHRC, GOI in Case No.779/1/ 3/2008-2009-JCD letter dated 28-07-2011.

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ORDER:

In the reference first read above, the National Human Rights Commission has issued Show Cause Notice u/s 18(c) of Protection of Human Rights Act, 1993 to the Chief Secretary, Government of Andhra Pradesh calling upon him to show cause, as to why interim relief may not be recommended to be paid to the next kin of the deceased, K.Suryanarayana died on 01-01-2009 at SVRR Government General Hospital, Tirupathi.

2. In the reference second read above, the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad has furnished reply to the Show Cause Notice. Accordingly the Government vide letter third read above has furnished the above report to NHRC for placing the same before the Commission.

3. In the reference fourth read above, the Commission has stated that, the material on record was considered and the opinion of the medical expert was taken which opined that for 2 months the deceased was not provided any treatment and prima-facie medical negligence is proved. The Commission observes that there had been violation of Human Rights of the remand prisoner, K.Suryanarayana which had resulted in his death in judicial custody. In view of the above said circumstances, the Commission directed the State of Andhra Pradesh through its Chief Secretary to make payment of Rs.50,000/-(Rupees fifty thousand only) to the next kin of the deceased, K.Suryanarayana and furnish compliance report along with proof of payment within four weeks i.e., by 27-09-2011.

4. Government after careful examination, hereby accord sanction for an amount of Rs 50,000/-(Rupees fifty thousand only) towards payment of compensation to the next kin of the deceased prisobner , K.Suryanarayana, died on 01-01-2009 at SVRR Government General Hospital as directed by the National Human Rights Commission, New Delhi.

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5. The expenditure sanctioned in Para (4) above, shall be debited to the Head of Account "2056 Jails – 101. Jails – SH (04) Jails – 500 other charges -501 Compensation (Non Plan) for the year 2011-12.

6. The Director General and Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is authorized to draw the amount sanctioned in para 4 above and to place at the disposal of Collector & District Magistrate, Chittoor for making payment to the legal heir of the deceased Remand Prisoner, K.Suryanarayana and submit compliance report along with the proof of payment as the due date for submission of the compliance report is by 27-09-2011.

7. The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, shall take necessary action accordingly.

8. This order issues with the concurrence of the Finance (Exp.Home) Department, vide their U.O.No.023016/354/A2/Expr. Home/11, dated:07-09-2011

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.P.ACHARYA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad.

The Joint Registrar (Law), National Human Rights Commission, Faridkot House, Copernicus Marg, New Delhi

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Accountant General, (A&E), A.P., Hyderabad.

The Pay & Accounts Officer, Hyderabad.

The District Treasury Officer, Chittoor District.

The Collector & District Magistrate, Chittoor District.

Copy to:

The Principal Secretary (Political), GAD.

The General Administration (HRC) Department.

The Finance (Exp.H&L) Department.

SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER